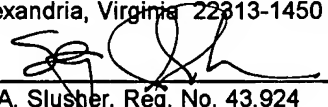




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PATENT APPLICATION

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450 on June 17, 2004.


Stephen A. Slusher, Reg. No. 43,924

June 17, 2004
(Date Signed)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Michael J. Renn

Serial No.: 10/691,341

Filed: October 21, 2003

For: Particle Guidance System

Examiner: Brian Healy

Group Art Unit: 2874

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
Box Non-Fee Amendment
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir:

This is in response to the Office Action of May 18, 2004, requiring restriction to one of the following inventions: Group I, claims 1-33, drawn to the method of depositing material on a substrate and optical MEMS device made by the method, classified in class 438, subclass 31; or Group II, claims 34-58, drawn to the apparatus for depositing material on a substrate, classified in class 438, subclass 15.

Applicant elects the invention of the claims of Group I, claims 1-33, to be examined, with traverse. Therefore, claims 34-58 are withdrawn. Applicant reserves the right to file a divisional application on the remaining claims.




U.S. Serial No. 10/691,341

The Examiner asserts that the apparatus as claimed can be used to practice a different process such as ion implantation, chemical vapor deposition, diffusion processes, etc. However, these and other processes do not require a fluid to propel particles of the material to a substrate, unlike the apparatus of the present invention (see claim 34). The other cited processes propel the material directly, whether in solid, liquid, or gaseous form, to the substrate, without the use of a fluid to propel the material. Therefore, since both groups require the material to be propelled to the substrate using a fluid, applicant believes no additional search burden would be borne by the Examiner to examine both groups, and respectfully request that the restriction requirement be reconsidered and withdrawn.

Should the Examiner have any comments, questions or suggestions relating to a speedy disposition of the application, the Examiner is invited to call Jeffrey D. Myers, Reg. No. 35,964, at direct line (505) 998-1502.

Respectfully submitted,

By:


Stephen A. Slusher
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Direct line (505) 998-6130

Dated: June 17, 2004

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